

concur in House amendments and requested appointment of Conference Committee; May 27, 2015, House granted request of the Senate; May 30, 2015, Senate adopted Conference Committee Report by the following vote: Yeas 30, Nays 1; passed the House, with amendments, on May 19, 2015: Yeas 141, Nays 5, two present not voting; May 27, 2015, House granted request of the Senate for appointment of Conference Committee; May 30, 2015, House adopted Conference Committee Report by the following vote: Yeas 118, Nays 25, two present not voting.

Approved June 19, 2015.

Effective September 1, 2015.

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## COURTS AUTHORIZED TO HEAR CERTAIN MATTERS A CAPIAS PRO FINE

### CHAPTER 1171

S.B. No. 873

#### AN ACT

**relating to the courts authorized to hear certain matters relating to a capias pro fine.**

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Article 43.05, Code of Criminal Procedure, is amended by adding Subsection (c) to read as follows:

*(c) If the court that issued the capias pro fine is unavailable, the arresting officer may, in lieu of placing the defendant in jail, take the defendant to:*

*(1) another court in the same county with jurisdiction over Class A and Class B misdemeanors or a county criminal law magistrate court in the same county, if the court that issued the capias pro fine was a county court or a statutory county court with Class A and Class B misdemeanor jurisdiction; or*

*(2) another court in the same county with jurisdiction over felony cases or a county criminal law magistrate court in the same county, if the court that issued the capias pro fine was a district court with felony jurisdiction.*

SECTION 2. Article 45.045, Code of Criminal Procedure, is amended by adding Subsection (a-1) to read as follows:

*(a-1) If the court that issued the capias pro fine is unavailable, the arresting officer may, in lieu of placing the defendant in jail, take the defendant to:*

*(1) a justice of the peace court or county criminal law magistrate court with jurisdiction over Class C misdemeanors that is located in the same county, if the court that issued the capias pro fine was a justice of the peace court; or*

*(2) a municipal court that is located in the same municipality, if the court that issued the capias pro fine was a municipal court.*

SECTION 3. Article 45.046, Code of Criminal Procedure, is amended by adding Subsection (d) to read as follows:

*(d) For purposes of a hearing described by Subsection (a), if the court that issued the capias pro fine is unavailable, the following judicial officers may conduct the hearing:*

*(1) a justice of the peace or county criminal law magistrate with jurisdiction over Class C misdemeanors who is located in the same county as the issuing court, if the issuing court was a justice of the peace court; or*

*(2) a municipal court judge who is located in the same municipality as the issuing court, if the issuing court was a municipal court.*

SECTION 4. This Act takes effect September 1, 2015.

Passed the Senate on April 23, 2015: Yeas 30, Nays 0; the Senate concurred in House amendment on May 28, 2015: Yeas 30, Nays 1; passed the House, with amendment, on May 22, 2015: Yeas 140, Nays 0, two present not voting.

Approved June 19, 2015.

Effective September 1, 2015.

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**LICENSING OF INSURANCE AGENTS AND ADJUSTERS;  
PROVIDING A PENALTY**

**CHAPTER 1172**

S.B. No. 876

**AN ACT**

**relating to the licensing of insurance agents and adjusters; providing a penalty.**

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Sections 4001.006(a) and (b), Insurance Code, are amended to read as follows:

(a) The department shall collect from each agent of an insurer writing insurance in this state under this code:

(1) a nonrefundable license *application* fee; and

(2) a nonrefundable appointment fee for each appointment of the agent by an insurer.

(b) The department shall deposit the fees described by Subsection (a), together with other license *application* fees, examination fees, and license renewal *application* fees, to the credit of the Texas Department of Insurance operating account.

SECTION 2. Section 4001.162, Insurance Code, is amended to read as follows:

Sec. 4001.162. RESTRICTION ON APPOINTMENT OF TEMPORARY LICENSE HOLDERS. (a) *Except as provided by Subsection (b), an [An] agent, insurer, or health maintenance organization may not appoint more than 500 temporary license holders during a calendar year.*

(b) *The commissioner shall adopt reasonable rules setting standards for an agent, insurer, or health maintenance organization to appoint more than 500 temporary license holders during a calendar year. The standards must include consideration of the ability of an agent, insurer, or health maintenance organization to monitor appointed temporary agents.*

SECTION 3. Section 4003.001, Insurance Code, is amended by amending Subsection (a) and adding Subsections (c) and (d) to read as follows:

(a) Unless a staggered renewal system is adopted under Section 4003.002, each [agent] license issued or renewed by the department under Chapter 981 or Subtitle A, B, or C and not suspended or revoked by the commissioner expires on:

(1) the second anniversary of the date the license is issued to or renewed by a person that is not an individual; or

(2) except as provided in Subsection (c):

(A) for a license issued or renewed in an even-numbered year, the individual license holder's birthday each even-numbered year; or

(B) for a license issued or renewed in an odd-numbered year, the individual license holder's birthday each odd-numbered year.

(c) *If a person holds more than one license, all licenses issued to the person expire on the earliest expiration date of the licenses held. Thereafter, all licenses expire in accordance with Subsection (a).*